

E-Filed 5/9/05

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

KAREEM W. NAHAS, ANDREW NAHAS and
BIG SKY ENTERTAINMENT, Inc., a California
Corporation,

Case No. C03-05057 JW (HRL)

Plaintiffs,

**INTERIM ORDER ON PLAINTIFFS'
MOTION TO COMPEL**

v.

CITY OF MOUNTAIN VIEW, WHITNEY
McNAIR, in her individual capacity and
representative capacity, and DOES 1 through 50,
INCLUSIVE

Defendants.

The court, having preliminarily reviewed the moving papers and opposition to Plaintiffs' Motion to Compel and Request for Sanctions, feels that the parties have engaged in inadequate meet and confer efforts. *See* Civ. L.R. 37-1 (counsel required to confer to attempt to resolve disputed discovery issues before filing a motion to compel); *see also* Civ. L.R. 1-5(n) ("confer" means to communicate directly and discuss in good faith the issue(s) required under the particular Rule or order . . . [t]he mere sending of a written, electronic, or voice-mail communication" does not satisfy the requirement).

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THIS IS TO CERTIFY THAT A COPY OF THIS NOTICE WILL BE SENT TO:

Louis A. Leone lleone@stubbsleone.com

Eric J Sidebotham eric.sidebotham@verizon.net

* Counsel are responsible for providing copies of this order to co-counsel who have not registered under the Court's ECF system.

Dated: 5/9/05

/s/ KWN

Chambers of Magistrate Judge Howard R. Lloyd